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September 21, 2009

Ms. Anne-Marie Erickson  
Acting Secretary of the Board  
National Energy Board  
444 – 7<sup>th</sup> Avenue S.W.  
Calgary, Alberta T2P 0X8

Dear Madam:

**Re:** MH-3-2008 Enbridge Pipelines Inc. (Enbridge) – Detailed Route Hearing (DRH)  
NEB File No. OF-Fac-Oil-E101-2007-03 02  
Procedure to fix costs claimed by Mr. John Denton and Mr. Louis Denton,  
pursuant to section 39 of the *National Energy Board Act* (the NEB Act)

As indicated in our 22 May 22 2009 letter to Mr. Louis Denton, we are of the view that the costs of \$3,850.00 plus applicable taxes appear to be related to the preparation and filing of late evidence which was not accepted by the Board. Accordingly, we believe these costs were not prudently incurred and did not, contrary to the Denton submission, help establish the Dentons' position or assist the Board in its decision making.

Yours very truly,

A handwritten signature in black ink, appearing to be 'J Strain', with a long horizontal line extending to the right.

Jennifer Strain  
Senior Regulatory Counsel

JHS:ss

cc: John Denton  
Louis Denton